

## **REMARKS**

### **I. Status of the Claims**

Claims 1-12, 14-15, 17-24, 26-39 are pending in this application. Claim 39 is allowed. Claims 1-12, 14-15, 17-24, 26-38 have been rejected. No new matter is added by this amendment. Reconsideration of the above-identified application in view of the following remarks is respectfully requested.

### **II. Claim Objections**

Claims 1, 15, 20, 26-28, 32, 34, 37, 38 were objected to because the phrase "the user identification data" in the limitation "said establishing and authenticating ..." should be changed to "the received user identification data".

The above amendment adopts the Examiner's suggestion.

### **III. Claim Rejections under 35 U.S.C. § 112, second paragraph**

Claims 1-12, 14-15, 17-24, 26-38 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

The rejection stated that the Claims 15, 20, 26-28, 32, 34, 37, and 38 do not clearly provide for the "establishing and authenticating a connection through the mobile station to the communications network", and need to recite the active involvement of the mobile station between the wireless station and the communication network.

### **IV. Response to Claim Rejections under 35 U.S.C. § 112**

By the above amendment, Claims 1, 27, 32, 34, and 37 have been amended as suggested by the Examiner, to recite "establishing and authenticating connection through ~~from~~ the mobile station to the ... network" and, along with claim 38, have been amended to recite the various actions by the mobile station. These claims are directed to the mobile station and recite the various actions from the viewpoint of the mobile station.

The Applicant believes the it was independent claim 21, rather than dependent claim 20, that the Examiner was referring to in the 35 U.S.C. §112 rejection.

Claims 15, 21, 26, and 28 already recite the limitation: "establishing and authenticating a connection through said mobile station to said communications network". These claims are directed to the first wireless communication device and not the mobile station, and thus these claims recite the actions of the mobile station from the viewpoint of the first wireless communication device. The active involvement of the mobile station between the wireless station and the communication network is already recited in these claims from the viewpoint of the first wireless communication device. For example, in amended claim 15, the following limitations set out in **boldface**, recite the active involvement of the mobile station between the wireless station and the communication network.

15. (Currently Amended) An apparatus, comprising:

a transmitter in a first wireless communication device for supplying user identification data of the first wireless communication device to a mobile station over a wireless local link;

a control unit in the first wireless communication device, coupled to the transmitter, **for establishing and authenticating a connection through said mobile station** to said communications network using the user identification data of said first wireless communication device, for transferring information content between the first wireless communication device and said communications network **via said mobile station**, said establishing and authenticating being by transmitting at least a portion of information in the received user identification data to the mobile station **for forwarding by the mobile station** to the communications network, receiving a challenge **from the mobile station that has been forwarded by the mobile station from** the communication network, and transmitting a response to the challenge **to the mobile station for forwarding by the mobile station** to the communications network.

Accordingly, all of the claims now in the case are believed to comply with 35 U.S.C. § 112, second paragraph.

**CONCLUSION**

Applicants respectfully submit that this Application is in condition for allowance for which action is earnestly solicited.

If a telephone conference would facilitate prosecution of this Application in any way, the Examiner is invited to contact the undersigned at the number provided.

**AUTHORIZATION**

The Commissioner is hereby authorized to charge any additional fees which may be required by this response, or credit any overpayment to Deposit Account No. 50-4827, Order No. 1004289-072US (4208-4072).

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account No. 50-4827, Order No. 1004289-072US (4208-4072).

Respectfully submitted,  
Locke Lord Bissell & Liddell LLP

Dated: November 16, 2009

By: \_\_\_\_\_



John E. Hoel  
Registration No. 26,279

**Correspondence Address:**

Locke Lord Bissell & Liddell LLP  
Customer No. 85775  
3 World Financial Center  
New York, NY 10281-2101  
(202) 220-6900 Telephone  
(202) 220-6945 Facsimile